

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 1296 of 1998

Between:

- 1 D.Thrimurthulu, s/o. Surya Rao, aged 35 years,
R/o. Palakol, West Godavari District.
- 2 Guntupalli Subba Rayudu, S/o. Subbaiah, aged 42 years,
R/o. Palakol, West Godavari District.

..... PETITIONERS

AND

The Secretary, Regional Transport Authority,
Bheemavaram, West Godavari District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court mayl be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent in not permitting the petitioners herein to carry the Gross Vehicles weight of 36.6 tonnes, as mentioned in the Item No.(i) of the schedule appended to G.O.Ms.No.728(E) dated 18/10/1996 issued by the Govt. of India, Ministry of Surface Transport (Transport Wing), New Delhi, in the Petitioners heavy goods vehicles fitted with 14.00 tyres as illegal, arbitrary and contrary to law, and consequently direct the respondents herein to permit the petitioners herein to carry gross vehicles weight of 36,000 kgs., in their goods vehicles bearing Registration numbers as mentioned in the cause title by entering the same in the respective registration certificates of the said vehicles forthwith.

Counsel for the Petitioner: SMT.M.VINOBHA DEVI

Counsel for the Respondent .: GP FOR TRANSPORT

The Court made the following :

ORAL ORDER

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Learned counsel for the petitioner submits that in view of the interim orders passed by this Court on 23-02-1998, no further orders are required for adjudication in this writ petition.

Recording the same, this writ petition is dismissed. No costs.

16th December, 2004

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To

1. The Secretary, Regional Transport Authority, Bheemavaram, West Godavari District,
2. 2 C.D. copies to Govt. Pleader for Transport, High Court buildings, Hyderabad (O.U.T.)
3. 2 C.D. copies.